

Message

From: Workman, Rosemary [Workman.Rosemary@epa.gov]
Sent: 7/26/2018 12:01:27 PM
To: Edwards, Karen [Edwards.Karen@epa.gov]
CC: Dyson, Nushat [Dyson.Nushat@epa.gov]
Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Karen,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

review time in the total.

You'll need to include my

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:40 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
Sent: Wednesday, July 25, 2018 4:35 PM
To: Flaharty, Stephanie <Flaharty.Stephannie@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

email addresses.

Last count we had 19,542

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:50 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, thanks.

From: Travers, David

Sent: Monday, July 23, 2018 1:49 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>;
Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 1:47 PM

To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen
<Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

All 17,000.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Travers, David

Sent: Monday, July 23, 2018 1:35 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>;
Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

OK, they want all 17,000 or a subset?

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 1:33 PM

To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen
<Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Per Ben Kirby of Hall & Assoc., they are looking for email addresses only (in a .pdf).

From: Travers, David

Sent: Monday, July 23, 2018 1:26 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>;
Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 1:22 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary

Sent: Monday, July 23, 2018 12:57 PM

To: Edwards, Karen <Edwards.Karen@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Karen - Please work with Steph to provide her what she needs in response to this FOIA request by the deadline and cc me.

Ex. 5 Deliberative Process (DP)

Thanks,
Rosemary

From: Travers, David

Sent: Monday, July 23, 2018 12:20 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Please see the attached request (due Aug 1)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 9:29 AM

To: Travers, David <Travers.David@epa.gov>; Newberry, Debbie <Newberry.Debbie@epa.gov>

Cc: Mclain, Jennifer <Mclain.Jennifer@epa.gov>

Subject: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hello,

Please send me the distribution list of those in receipt of the July 13, 2018, email with the subject line "Prepare for Harmful Algal Blooms," per the attached request.

Due back to me by 8/1/18.

Thanks,
Steph

Message

From: Workman, Rosemary [Workman.Rosemary@epa.gov]
Sent: 12/12/2018 7:23:19 PM
To: Dyson, Nushat [Dyson.Nushat@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Nushat

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure [Ex. 5 Attorney Client (AC)] thanks

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:39 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:40 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:24 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 5:05 PM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt –

Ex. 5 Deliberative Process & AC

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Pisarick, Marissa [pisarick.marissa@epa.gov]
Sent: 7/3/2019 8:33:50 PM
To: Miller, Kevin [Miller.Kevin@epa.gov]
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Kevin,

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Wednesday, July 3, 2019 4:26 PM
To: Pizarick, Marissa <pisarick.marissa@epa.gov>
Subject: Re: Additional Hall FOIA requests, (19cv1095)

Hi Marissa, I had left the office early today.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

On Jul 3, 2019, at 12:54 PM, Pizarick, Marissa
<pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>> wrote:

Hi, Chris,

Do you have time for a call today?

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Sent: Tuesday, July 2, 2019 5:51 PM
To: Pizarick, Marissa <pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & AC

-Chris

From: Pizarick, Marissa <pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>>
Sent: Tuesday, July 2, 2019 5:41 PM

To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Sorry I'm bombarding you with emails -

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Sent: Tuesday, July 2, 2019 5:31 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Thanks Marissa.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

From: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Sent: Tuesday, July 2, 2019 4:20 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Sent: Monday, July 1, 2019 10:35 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia
555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: Ex. 6 Personal Privacy (PP)
Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>

From: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Sent: Friday, June 28, 2019 3:52 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pisarick, Marissa
Sent: Thursday, June 6, 2019 2:32 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov><mailto:Christopher.Hair@usdoj.gov>>
Subject: Additional Hall FOIA requests

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Kelly, Lynn [Kelly.Lynn@epa.gov]
Sent: 2/1/2019 7:21:34 PM
To: Miller, Kevin [Miller.Kevin@epa.gov]; Schwarz, Matthew [Schwarz.Matthew@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client & DPP

Lynn Kelly | Temporary Assistant General Counsel for FOIA Litigation & Special Projects | US EPA | Office of General Counsel | 1200 Pennsylvania Ave., NW | WJC North, Mail Code 2377A | Washington, DC 20460 | phone: (202) 564-3266

The contents of this e-mail and any attachments to it may contain deliberative-process, attorney-client, attorney work product, or otherwise privileged material. If you are not the intended recipient, or believe you have received this communication in error, please delete the copy you received, and do not print, copy, retransmit, disseminate, or otherwise use the information. Thank you.

From: Miller, Kevin
Sent: Friday, February 1, 2019 1:16 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Let's discuss.

Ex. 5 Attorney Client & DPP

Ex. 5 Attorney Client & DPP

From: Schwarz, Matthew
Sent: Friday, February 1, 2019 11:09 AM
To: Miller, Kevin <Miller.Kevin@epa.gov>
Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Kevin-

Ex. 5 Attorney Client & DPP

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary

Sent: Thursday, January 31, 2019 2:07 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline
Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie

Sent: Tuesday, January 29, 2019 9:26 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 6 Personal Privacy (PP) leave here in Ex. 6 Personal Privacy (PP). Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)**. thanks

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:39 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:40 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:24 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 5:05 PM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt – **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Schwarz, Matthew [Schwarz.Matthew@epa.gov]
Sent: 2/7/2019 6:42:15 PM
To: Miller, Kevin [Miller.Kevin@epa.gov]
CC: Kelly, Lynn [Kelly.Lynn@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Sure.

From: Miller, Kevin
Sent: Thursday, February 07, 2019 1:28 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt – can you set up a short meeting on this and we can walk through the issue. Thanks.

From: Schwarz, Matthew
Sent: Thursday, February 7, 2019 9:47 AM
To: Miller, Kevin <Miller.Kevin@epa.gov>
Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Deliberative Process & AC

From: Schwarz, Matthew
Sent: Monday, February 04, 2019 9:12 AM
To: Miller, Kevin <Miller.Kevin@epa.gov>
Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Deliberative Process & AC

From: Miller, Kevin
Sent: Friday, February 01, 2019 1:16 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Let's discuss.

Ex. 5 Deliberative Process & AC

Ex. 5 Deliberative Process & AC

From: Schwarz, Matthew
Sent: Friday, February 1, 2019 11:09 AM
To: Miller, Kevin <Miller.Kevin@epa.gov>

Cc: Kelly, Lynn <Kelly.Lynn@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Kevin-

Ex. 5 Deliberative Process & AC

From: Flaharty, Stephanie

Sent: Friday, February 01, 2019 3:37 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary

Sent: Thursday, January 31, 2019 2:07 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 5 Personal Privacy (PP) leave here in Ex. 5 Personal Privacy (PP) Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is Ex. 5 Attorney Client (AC)
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:57 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:54 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** thanks

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:39 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:40 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:24 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed.

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 5:05 PM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby

Environmental Engineer

Hall & Associates

1620 I St. NW, Suite 701

Washington, DC 20006

Work: (202) 463-1166

Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Miller, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2191D964C6BF4E2FB52817BEE20213BE-MILLER, KEVIN]
Sent: 7/5/2019 5:32:27 PM
To: Pizarick, Marissa [pizarick.marissa@epa.gov]
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Call me:

Ex. 5 Attorney Work Product & DPP

-----Original Message-----

From: Pizarick, Marissa
Sent: Friday, July 5, 2019 12:06 PM
To: Miller, Kevin <Miller.Kevin@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & DPP

Ex. 5 Attorney Work Product & DPP

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Miller, Kevin
Sent: Thursday, July 4, 2019 7:31 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & DPP

-----Original Message-----

From: Pizarick, Marissa
Sent: Wednesday, July 3, 2019 5:48 PM
To: Miller, Kevin <Miller.Kevin@epa.gov>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Kevin,

Ex. 5 Attorney Work Product & AC & DPP

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Wednesday, July 3, 2019 5:24 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: Re: Additional Hall FOIA requests, (19cv1095)

Sounds like a plan. Thanks.

> On Jul 3, 2019, at 4:45 PM, Pizarick, Marissa <pizarick.marissa@epa.gov> wrote:
>
> Hi, Chris,

>
> No problem at all and thanks so much for your response.

Ex. 5 Attorney Work Product & AC

>
> Happy Fourth!
>
> Thanks again,
> Marissa Pisarick, Attorney-Advisor
> U.S. Environmental Protection Agency
> Office of General Counsel (MC 2377A)
> 1200 Pennsylvania Avenue, N.W.
> Washington, DC 20460
> Tel: 202-564-0298
>
> -----Original Message-----
> From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
> Sent: Wednesday, July 3, 2019 4:26 PM
> To: Pisarick, Marissa <pisarick.marissa@epa.gov>
> Subject: Re: Additional Hall FOIA requests, (19cv1095)

> Hi Marissa, I had left the office early today.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

> On Jul 3, 2019, at 12:54 PM, Pisarick, Marissa
<pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>> wrote:
>
> Hi, Chris,
>
> Do you have time for a call today?

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

>
> Marissa Pisarick, Attorney-Advisor
> U.S. Environmental Protection Agency
> Office of General Counsel (MC 2377A)
> 1200 Pennsylvania Avenue, N.W.
> Washington, DC 20460
> Tel: 202-564-0298
>
> From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
> Sent: Tuesday, July 2, 2019 5:51 PM
> To: Pisarick, Marissa <pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>>
> Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & AC

>
> -Chris
>
> From: Pisarick, Marissa <pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>>
> Sent: Tuesday, July 2, 2019 5:41 PM
> To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
> Subject: RE: Additional Hall FOIA requests, (19cv1095)

> Sorry I'm bombarding you with emails -

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

> Marissa Pisarick, Attorney-Advisor

> U.S. Environmental Protection Agency
> Office of General Counsel (MC 2377A)
> 1200 Pennsylvania Avenue, N.W.
> Washington, DC 20460
> Tel: 202-564-0298
>
> From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
> Sent: Tuesday, July 2, 2019 5:31 PM
> To: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
> Subject: RE: Additional Hall FOIA requests, (19cv1095)

> Thanks Marissa.
Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

>
> From: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
> Sent: Tuesday, July 2, 2019 4:20 PM
> To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
> Subject: RE: Additional Hall FOIA requests, (19cv1095)

> Hi, Chris,

> Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

> Marissa Pizarick, Attorney-Advisor
> U.S. Environmental Protection Agency
> Office of General Counsel (MC 2377A)
> 1200 Pennsylvania Avenue, N.W.
> Washington, DC 20460
> Tel: 202-564-0298

>
> From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
> Sent: Monday, July 1, 2019 10:35 PM
> To: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
> Subject: RE: Additional Hall FOIA requests, (19cv1095)

> Hi Marissa:

> Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

> Christopher Hair
> Assistant U.S. Attorney
> District of Columbia
> 555 4th St. NW
> Washington, D.C. 20530
> Office: (202) 252-2541
> Mobile: Ex. 6 Personal Privacy (PP)
> Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>

>
> From: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
> Sent: Friday, June 28, 2019 3:52 PM
> To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
> Subject: FW: Additional Hall FOIA requests, (19cv1095)

> Hi, Chris,

> Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

> Hope you have a great weekend!

> Marissa Pizarick, Attorney-Advisor
> U.S. Environmental Protection Agency
> Office of General Counsel (MC 2377A)
> 1200 Pennsylvania Avenue, N.W.
> Washington, DC 20460
> Tel: 202-564-0298
>
> From: Pizarick, Marissa
> Sent: Thursday, June 6, 2019 2:32 PM
> To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.govmailto:Christopher.Hair@usdoj.gov>>
> Subject: Additional Hall FOIA requests
>
>
>
> Marissa Pizarick, Attorney-Advisor
> U.S. Environmental Protection Agency
> Office of General Counsel (MC 2377A)
> 1200 Pennsylvania Avenue, N.W.
> Washington, DC 20460
> Tel: 202-564-0298
>

Message

From: Pisarick, Marissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=066DCE80C273439BAD576EE1E4F7EA70-PISARICK, M]
Sent: 7/2/2019 8:20:17 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: RE: Additional Hall FOIA requests, (19cv1095)
Attachments: EPA-HQ-2019-004353 Final Response_OGC edits.docx; **Ex. 5 Attorney Work Product & AC**

Hi, Chris,

Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Monday, July 1, 2019 10:35 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia
555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: **Ex. 6 Personal Privacy (PP)**
Christopher.Hair@usdoj.gov

From: Pisarick, Marissa <pisarick.marissa@epa.gov>
Sent: Friday, June 28, 2019 3:52 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pisarick, Marissa
Sent: Thursday, June 6, 2019 2:32 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Subject: Additional Hall FOIA requests

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

Message

Sent: 7/2/2019 9:31:06 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: PAST DUE FW: Additional Hall FOIA requests, (19cv1095)
Attachments: EPA-HQ-2019-004353 Final Response_OGC edits.docx; **Ex. 5 Attorney Work Product & AC**

Ex. 5 Attorney Work Product & AC Apologies for the quick request.

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pisarick, Marissa
Sent: Tuesday, July 2, 2019 4:20 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Thanks so much for looking over that. **Ex. 5 Attorney Work Product & AC**

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Monday, July 1, 2019 10:35 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up. **Ex. 5 Attorney Work Product & AC**

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia
555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: Ex. 6 Personal Privacy (PP)
Christopher.Hair@usdoj.gov

From: Pisarick, Marissa <pisarick.marissa@epa.gov>
Sent: Friday, June 28, 2019 3:52 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pisarick, Marissa
Sent: Thursday, June 6, 2019 2:32 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Subject: Additional Hall FOIA requests

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

Message

From: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Sent: 7/8/2019 10:05:34 PM
To: Pizarick, Marissa [pizarick.marissa@epa.gov]
Subject: RE: Additional Hall FOIA requests, (19cv1095)
Attachments: HA v. EPA_6.12.19 JSR_plaintiff edits.docx

Hi Marissa:

Ex. 5 Attorney Work Product & AC
Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

-Chris

-----Original Message-----

From: Pizarick, Marissa <pizarick.marissa@epa.gov>
Sent: Wednesday, July 3, 2019 4:45 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

No problem at all and thanks so much for your response.

Ex. 5 Attorney Work Product & AC

Happy Fourth!

Thanks again,
Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Wednesday, July 3, 2019 4:26 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: Re: Additional Hall FOIA requests, (19cv1095)

Hi Marissa, I had left the office early today.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

On Jul 3, 2019, at 12:54 PM, Pizarick, Marissa
<pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>> wrote:

Hi, Chris,

Do you have time for a call today?

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.govmailto:Christopher.Hair@usdoj.gov>>
Sent: Tuesday, July 2, 2019 5:51 PM
To: Pisarick, Marissa <pisarick.marissa@epa.govmailto:pisarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & AC

-Chris

From: Pisarick, Marissa <pisarick.marissa@epa.govmailto:pisarick.marissa@epa.gov>>
Sent: Tuesday, July 2, 2019 5:41 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.govmailto:CHair2@usa.doj.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Sorry I'm bombarding you with emails -

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.govmailto:Christopher.Hair@usdoj.gov>>
Sent: Tuesday, July 2, 2019 5:31 PM
To: Pisarick, Marissa <pisarick.marissa@epa.govmailto:pisarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Thanks Marissa.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

From: Pisarick, Marissa <pisarick.marissa@epa.govmailto:pisarick.marissa@epa.gov>>
Sent: Tuesday, July 2, 2019 4:20 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.govmailto:CHair2@usa.doj.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.govmailto:Christopher.Hair@usdoj.gov>>
Sent: Monday, July 1, 2019 10:35 PM
To: Pisarick, Marissa <pisarick.marissa@epa.govmailto:pisarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia

555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: Ex. 6 Personal Privacy (PP)
Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>

From: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Sent: Friday, June 28, 2019 3:52 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pizarick, Marissa
Sent: Thursday, June 6, 2019 2:32 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Subject: Additional Hall FOIA requests

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

Message

From: Schwarz, Matthew [Schwarz.Matthew@epa.gov]
Sent: 5/22/2019 7:19:48 PM
To: Pizarick, Marissa [pizarick.marissa@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Could we do 4? Sorry!

From: Pizarick, Marissa
Sent: Wednesday, May 22, 2019 1:30 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

How about 3:30? Thanks for the email string, too!

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Schwarz, Matthew
Sent: Wednesday, May 22, 2019 1:22 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm free 2-230 and then after 3 if you'd like to discuss. Kevin was heavily involved with this one as well.

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 9:27 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks for the quick confirmation Matt !

From: Schwarz, Matthew
Sent: Monday, April 15, 2019 9:26 AM
To: Flaharty, Stephanie <Flaharty.Stephania@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 8:32 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Matt, per my voice message,

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Thursday, February 07, 2019 4:19 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph and Lynn-

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Attorney Client & DPP

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)
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Ex. 5 Deliberative Process (DP)
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Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP)	Cell
-----------------------------	------

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on [REDACTED] leave here in [REDACTED]
[REDACTED] Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, [REDACTED] **Ex. 5 Attorney Client (AC)**
[REDACTED] **Ex. 5 Attorney Client (AC)** Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** .. thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC) **Ex. 5 Deliberative Process & AC**

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt – **Ex. 5 Deliberative Process & AC**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Schwarz, Matthew [Schwarz.Matthew@epa.gov]
Sent: 5/22/2019 5:35:23 PM
To: Pizarick, Marissa [pizarick.marissa@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

That works

From: Pizarick, Marissa
Sent: Wednesday, May 22, 2019 1:30 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

How about 3:30? Thanks for the email string, too!

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Schwarz, Matthew
Sent: Wednesday, May 22, 2019 1:22 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm free 2-230 and then after 3 if you'd like to discuss. Kevin was heavily involved with this one as well.

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 9:27 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks for the quick confirmation Matt !

From: Schwarz, Matthew
Sent: Monday, April 15, 2019 9:26 AM
To: Flaharty, Stephanie <Flaharty.Stephania@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 8:32 AM
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Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Matt, per my voice message

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Thursday, February 07, 2019 4:19 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph and Lynn-

Ex. 5 Attorney Client & DPP

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Attorney Client & DPP

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 5 Personal Privacy (PP) leave here in Ex. 5 Personal Privacy (PP) Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, Ex. 5 Attorney Client (AC)
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:54 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** .. thanks

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:39 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:40 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:24 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed.

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 5:05 PM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt — **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Pisarick, Marissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=066DCE80C273439BAD576EE1E4F7EA70-PISARICK, M]
Sent: 7/2/2019 10:04:49 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Thanks so much – if I don't talk to you before then, have a Happy Fourth!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Tuesday, July 2, 2019 5:51 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & AC

-Chris

From: Pisarick, Marissa <pisarick.marissa@epa.gov>
Sent: Tuesday, July 2, 2019 5:41 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Sorry I'm bombarding you with emails –

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Tuesday, July 2, 2019 5:31 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Thanks Marissa.

Ex. 5 Attorney Work Product & AC

From: Pisarick, Marissa <pisarick.marissa@epa.gov>
Sent: Tuesday, July 2, 2019 4:20 PM

To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Monday, July 1, 2019 10:35 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia
555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: Ex. 6 Personal Privacy (PP)
Christopher.Hair@usdoj.gov

From: Pisarick, Marissa <pisarick.marissa@epa.gov>
Sent: Friday, June 28, 2019 3:52 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pisarick, Marissa
Sent: Thursday, June 6, 2019 2:32 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Subject: Additional Hall FOIA requests

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

Message

From: Pisarick, Marissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=066DCE80C273439BAD576EE1E4F7EA70-PISARICK, M]
Sent: 7/2/2019 9:32:56 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC & DPP

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Tuesday, July 2, 2019 5:31 PM
To: Pizarick, Marissa <pisarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Thanks Marissa.

Ex. 5 Attorney Work Product & AC

From: Pizarick, Marissa <pisarick.marissa@epa.gov>
Sent: Tuesday, July 2, 2019 4:20 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Monday, July 1, 2019 10:35 PM

To: [Pisarick, Marissa <pisarick.marissa@epa.gov>](mailto:pisarick.marissa@epa.gov)
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia
555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: [Ex. 6 Personal Privacy \(PP\)](#)
Christopher.Hair@usdoj.gov

From: [Pisarick, Marissa <pisarick.marissa@epa.gov>](mailto:pisarick.marissa@epa.gov)
Sent: Friday, June 28, 2019 3:52 PM
To: [Hair, Christopher \(USADC\) <CHair2@usa.doj.gov>](mailto:CHair2@usa.doj.gov)
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: [Pisarick, Marissa](mailto:pisarick.marissa@epa.gov)
Sent: Thursday, June 6, 2019 2:32 PM
To: [Hair, Christopher \(USADC\) <Christopher.Hair@usdoj.gov>](mailto:Christopher.Hair@usdoj.gov)
Subject: Additional Hall FOIA requests

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency

Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

Message

From: Pizarick, Marissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=066DCE80C273439BAD576EE1E4F7EA70-PISARICK, M]
Sent: 6/11/2019 7:04:25 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: RE: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order
Attachments: Hall Associates 6.12.19 JSR MMP edits.docx

Hi, Chris,

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Tuesday, June 11, 2019 10:05 AM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: RE: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

Thanks for the update Marissa--I'm happy to chat, but my schedule is filling up rapidly.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC Thanks.

-Chris

-----Original Message-----

From: Pizarick, Marissa <pizarick.marissa@epa.gov>
Sent: Monday, June 10, 2019 6:54 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

Hi, Chris,

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC & DPP

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Wednesday, May 29, 2019 7:43 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov>
Subject: Fwd: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

FYI, we're due June 12th for our first JSR.

Begin forwarded message:

From: <DCD_ECFNotice@dcd.uscourts.gov<mailto:DCD_ECFNotice@dcd.uscourts.gov>>
Date: May 29, 2019 at 6:44:45 PM EDT
To: <DCD_ECFNotice@dcd.uscourts.gov<mailto:DCD_ECFNotice@dcd.uscourts.gov>>
Subject: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered on 5/29/2019 at 6:44 PM and filed on 5/29/2019
Case Name: HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY
Case Number: 1:19-cv-01095-RC<<https://ecf.dcd.uscourts.gov/cgi-bin/DktRpt.pl?206385>>
Filer:
Document Number: No document attached

Docket Text:

MINUTE ORDER: It is hereby ORDERED that the parties shall meet and confer and submit, on or before June 12, 2019, a proposed schedule to govern further proceedings. SO ORDERED. Signed by Judge Rudolph Contreras on May 29, 2019. (lcrc3)

1:19-cv-01095-RC Notice has been electronically mailed to:

John C. Hall jhall@hall-associates.com<mailto:jhall@hall-associates.com>, ethomas@hall-associates.com<mailto:ethomas@hall-associates.com>, tscott@hall-associates.com<mailto:tscott@hall-associates.com>

Christopher Charles Hair christopher.hair@usdoj.gov<mailto:christopher.hair@usdoj.gov>

1:19-cv-01095-RC Notice will be delivered by other means to:

Message

From: Pisarick, Marissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=066DCE80C273439BAD576EE1E4F7EA70-PISARICK, M]
Sent: 6/11/2019 6:18:59 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: RE: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

Hi, Chris,

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Tuesday, June 11, 2019 10:05 AM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: RE: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

Thanks for the update Marissa--I'm happy to chat, but my schedule is filling up rapidly.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

-Chris

-----Original Message-----

From: Pizarick, Marissa <pizarick.marissa@epa.gov>
Sent: Monday, June 10, 2019 6:54 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

Hi, Chris,

Ex. 5 Attorney Work Product & AC & DPP

Ex. 5 Attorney Work Product & AC & DPP

Marissa Pizarick, Attorney-Advisor

U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Wednesday, May 29, 2019 7:43 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov>
Subject: Fwd: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

FYI, we're due June 12th for our first JSR.

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From: <DCD_ECFNotice@dcd.uscourts.gov<mailto:DCD_ECFNotice@dcd.uscourts.gov>>
Date: May 29, 2019 at 6:44:45 PM EDT
To: <DCD_ECFNotice@dcd.uscourts.gov<mailto:DCD_ECFNotice@dcd.uscourts.gov>>
Subject: Activity in Case 1:19-cv-01095-RC HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY Order

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered on 5/29/2019 at 6:44 PM and filed on 5/29/2019
Case Name: HALL & ASSOCIATES v. U.S. ENVIRONMENTAL PROTECTION AGENCY
Case Number: 1:19-cv-01095-RC<<https://ecf.dcd.uscourts.gov/cgi-bin/DktRpt.pl?206385>>
Filer:
Document Number: No document attached

Docket Text:

MINUTE ORDER: It is hereby ORDERED that the parties shall meet and confer and submit, on or before June 12, 2019, a proposed schedule to govern further proceedings. SO ORDERED. Signed by Judge Rudolph Contreras on May 29, 2019. (lcrc3)

1:19-cv-01095-RC Notice has been electronically mailed to:

John C. Hall jhall@hall-associates.com<mailto:jhall@hall-associates.com>, ethomas@hall-associates.com<mailto:ethomas@hall-associates.com>, tscott@hall-associates.com<mailto:tscott@hall-associates.com>

Christopher Charles Hair christopher.hair@usdoj.gov<mailto:christopher.hair@usdoj.gov>

1:19-cv-01095-RC Notice will be delivered by other means to:

Message

From: Pisarick, Marissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=066DCE80C273439BAD576EE1E4F7EA70-PISARICK, M]
Sent: 7/8/2019 10:57:54 PM
To: Hair, Christopher (USADC) [Christopher.Hair@usdoj.gov]
Subject: RE: Additional Hall FOIA requests, (19cv1095)
Attachments: Draft Hall Appeal Determination EPA-HQ-2019-006290.km.docx

Hi, Chris,

Absolutely - **Ex. 5 Attorney Work Product & AC**

Ex. 5 Attorney Work Product & AC

Thank you,
Marissa Pissarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Monday, July 8, 2019 6:06 PM
To: Pissarick, Marissa <pissarick.marissa@epa.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa: **Ex. 5 Attorney Work Product & AC**
Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

-Chris

-----Original Message-----

From: Pissarick, Marissa <pissarick.marissa@epa.gov>
Sent: Wednesday, July 3, 2019 4:45 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

No problem at all and thanks so much for your response.

Ex. 5 Attorney Work Product & AC

Happy Fourth!

Thanks again,
Marissa Pissarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

-----Original Message-----

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov>
Sent: Wednesday, July 3, 2019 4:26 PM
To: Pissarick, Marissa <pissarick.marissa@epa.gov>
Subject: Re: Additional Hall FOIA requests, (19cv1095)

Hi Marissa, I had left the office early today. **Ex. 5 Attorney Work Product & AC**

Ex. 5 Attorney Work Product & AC

On Jul 3, 2019, at 12:54 PM, Pizarick, Marissa
<pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>> wrote:

Hi, Chris,

Do you have time for a call today?

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Sent: Tuesday, July 2, 2019 5:51 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Ex. 5 Attorney Work Product & AC

-Chris

From: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
Sent: Tuesday, July 2, 2019 5:41 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Sorry I'm bombarding you with emails -

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pizarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Sent: Tuesday, July 2, 2019 5:31 PM
To: Pizarick, Marissa <pizarick.marissa@epa.gov<mailto:pizarick.marissa@epa.gov>>
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Thanks Marissa.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

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Sent: Tuesday, July 2, 2019 4:20 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Thanks so much for looking over that.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Sent: Monday, July 1, 2019 10:35 PM
To: Pisarick, Marissa <pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>>
Subject: RE: Additional Hall FOIA requests, (19cv1095)

Hi Marissa:

Sorry for the delay and thanks for the heads-up.

Ex. 5 Attorney Work Product & AC

Ex. 5 Attorney Work Product & AC

Christopher Hair
Assistant U.S. Attorney
District of Columbia
555 4th St. NW
Washington, D.C. 20530
Office: (202) 252-2541
Mobile: **Ex. 6 Personal Privacy (PP)**
Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>

From: Pisarick, Marissa <pisarick.marissa@epa.gov<mailto:pisarick.marissa@epa.gov>>
Sent: Friday, June 28, 2019 3:52 PM
To: Hair, Christopher (USADC) <CHair2@usa.doj.gov<mailto:CHair2@usa.doj.gov>>
Subject: FW: Additional Hall FOIA requests, (19cv1095)

Hi, Chris,

Hope work hasn't been too crazy.

Ex. 5 Attorney Work Product & AC

Hope you have a great weekend!

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

From: Pisarick, Marissa
Sent: Thursday, June 6, 2019 2:32 PM
To: Hair, Christopher (USADC) <Christopher.Hair@usdoj.gov<mailto:Christopher.Hair@usdoj.gov>>
Subject: Additional Hall FOIA requests

Marissa Pisarick, Attorney-Advisor
U.S. Environmental Protection Agency
Office of General Counsel (MC 2377A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
Tel: 202-564-0298

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 2/8/2019 11:50:18 AM
To: Schwarz, Matthew [Schwarz.Matthew@epa.gov]; Zipf, Lynn [Zipf.Lynn@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thank you!

From: Schwarz, Matthew
Sent: Thursday, February 07, 2019 4:19 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph and Lynn-

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary

Sent: Thursday, January 31, 2019 2:07 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)
--

Ex. 5 Deliberative Process (DP)
--

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP)	Cell
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From: Flaharty, Stephanie

Sent: Tuesday, January 29, 2019 9:26 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 5 Personal Privacy (PP) leave here in Ex. 5 Personal Privacy (PP). Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

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To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is Ex. 5 Attorney Client (AC)
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)**.. thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt –

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 4/15/2019 1:30:57 PM
To: Schwarz, Matthew [Schwarz.Matthew@epa.gov]
CC: Zipf, Lynn [Zipf.Lynn@epa.gov]; Workman, Rosemary [Workman.Rosemary@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Yes, I'll cancel the call...

From: Schwarz, Matthew
Sent: Monday, April 15, 2019 9:29 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Sure thing. Also, I assume we don't need a call today? It's still on the calendar.

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 9:27 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks for the quick confirmation Matt !

From: Schwarz, Matthew
Sent: Monday, April 15, 2019 9:26 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 8:32 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Matt, per my voice message

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Thursday, February 07, 2019 4:19 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph and Lynn-

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 6 Personal Privacy (PP) leave here in Ex. 6 Personal Privacy (PP). Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
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Steph, attached is

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat

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To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R

Nushat

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Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

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Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

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Matt – **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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-Matt

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Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 4/10/2019 4:05:22 PM
To: Zipf, Lynn [Zipf.Lynn@epa.gov]
CC: Schwarz, Matthew [Schwarz.Matthew@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Lynn, we're working with OGC (Matt Schwarz).

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

know....

I'll let you

From: Zipf, Lynn
Sent: Wednesday, April 10, 2019 11:53 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Let me know if you would like help running the script.

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 3:40 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt ! We'll move forward to a final response!

From: Schwarz, Matthew
Sent: Tuesday, April 09, 2019 3:04 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 11:18 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt, please provide an update on this appeal, thanks! Steph

From: Flaharty, Stephanie

Sent: Wednesday, March 27, 2019 10:01 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Good Morning Matt,

Circling back with you regarding this appeal. Please let us know the status.

Thanks,
Steph

From: Schwarz, Matthew

Sent: Friday, February 01, 2019 11:20 AM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn

Sent: Friday, February 01, 2019 9:43 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie

Sent: Friday, February 01, 2019 3:37 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary

Sent: Thursday, January 31, 2019 2:07 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie

Sent: Tuesday, January 29, 2019 9:26 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 6 Personal Privacy (PP) leave here in Ex. 6 Personal Privacy (PP). Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

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Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is Ex. 5 Attorney Client (AC)
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure [Ex. 5 Attorney Client (AC)]. thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. [Ex. 5 Attorney Client (AC)]

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt — **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew
Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby

Environmental Engineer

Hall & Associates

1620 I St. NW, Suite 701

Washington, DC 20006

Work: (202) 463-1166

Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>

Sent: Monday, November 19, 2018 8:16 AM

To: Benjamin Kirby <bkirby@hall-associates.com>

Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Schwarz, Matthew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2D518E6E2D354C49A5AC6A289FFD3AF2-SCHWARZ, MA]
Sent: 4/9/2019 7:45:06 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
CC: Zipf, Lynn [Zipf.Lynn@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks very much!

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 3:40 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt ! We'll move forward to a final response!

From: Schwarz, Matthew
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To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
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Hi, Steph-

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Hi Matt, please provide an update on this appeal, thanks! Steph

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Sent: Wednesday, March 27, 2019 10:01 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Good Morning Matt,

Circling back with you regarding this appeal. Please let us know the status.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

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Sent: Friday, February 01, 2019 3:37 AM
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Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McLain, Jennifer <McLain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

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Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

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Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Please let us know what OGC advises. Thanks, Rosemary

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Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R

Nushat

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Thanks,
Steph

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Cc: Travers, David <Travers.David@epa.gov>
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Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed.

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
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From: Schwarz, Matthew
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Matt – **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

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Sent: Tuesday, December 11, 2018 2:19 PM
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Hi, Steph-

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From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

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Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
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Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

From: Workman, Rosemary [Workman.Rosemary@epa.gov]
Sent: 4/10/2019 3:58:53 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
CC: Travers, David [Travers.David@epa.gov]
Subject: Re: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Step, **Ex. 5 Deliberative Process (DP)**

Sent from my iPhone

On Apr 10, 2019, at 11:56 AM, Flaharty, Stephanie <Flaharty.Stephanie@epa.gov> wrote:

OGC is backing us, so we'll go with your directive, thanks David !

From: Travers, David
Sent: Wednesday, April 10, 2019 11:55 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Sorry, just catching up on emails after a busy morning.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
Sent: Wednesday, April 10, 2019 9:15 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ok, we will stand by again.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

David, can you respond regarding Steph's reconsideration question?

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Wednesday, April 10, 2019 9:02 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Rosemary,

Per my voice message, in initiating our final response, I discovered that Hall & Assoc. rejected our assurance of payment and, in fact, filed a second appeal, along with their intention to file suite if they do not receive the list in full. I'm not sure where OGC is leading us.

Please stand-by as I get a clarification of direction from OGC. Also,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks,
Steph

From: Workman, Rosemary

Sent: Wednesday, April 10, 2019 7:45 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ok, we will start up the work again and, sure, we can send you a ZIP file email attachment. The timing couldn't be worse though. I can obligate that we will try, but I cannot obligate that we can get this done in two days, one of which is tied up with an external stakeholder meetings.

Thanks,
Rosemary

From: Flaharty, Stephanie

Sent: Tuesday, April 09, 2019 3:45 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Importance: High

Hi Rosemary,

Ex. 5 Deliberative Process & AC

Will you be sending it to me via a ZIP file as an email attachment?

Please expedite ASAP, I've been given a request to close out FOIA this week.

Thanks,
Steph

From: Schwarz, Matthew

Sent: Tuesday, April 09, 2019 3:04 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 11:18 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt, please provide an update on this appeal, thanks! Steph

From: Flaharty, Stephanie
Sent: Wednesday, March 27, 2019 10:01 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Good Morning Matt,

Circling back with you regarding this appeal. Please let us know the status.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist

Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McClain, Jennifer <McClain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)
--

Ex. 5 Deliberative Process (DP)
--

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP)	Cell
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From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McClain, Jennifer <McClain.Jennifer@epa.gov>; Bissonette,

Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 5 Personal Privacy (PP) leave here in Ex. 5 Personal Privacy (PP). Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 2:26 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Please let us know what

OGC advises. Thanks, Rosemary

From: Dyson, Nushat

Sent: Wednesday, December 12, 2018 1:24 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R

Nushat

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 10:13 AM

To: Dyson, Nushat <Dyson.Nushat@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:59 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** ... thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed **Ex. 5 Attorney Client (AC)**

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Ex. 5 Deliberative Process & AC

Thanks,

Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt -

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew
Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 4/10/2019 11:51:21 AM
To: Workman, Rosemary [Workman.Rosemary@epa.gov]
CC: Travers, David [Travers.David@epa.gov]
Subject: RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Rosemary,

I understand! Unfortunately, it's marked overdue in FOIAonline and will go on our Bowling Chart (the reason to move quickly).

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, April 10, 2019 7:45 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ok, we will start up the work again and, sure, we can send you a ZIP file email attachment. The timing couldn't be worse though. I can obligate that we will try, but I cannot obligate that we can get this done in two days, one of which is tied up with an external stakeholder meetings.

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 3:45 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

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Thanks,
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Hi, Steph-

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Hi Matt, please provide an update on this appeal, thanks! Steph

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To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Good Morning Matt,

Circling back with you regarding this appeal. Please let us know the status.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

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Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McLain, Jennifer <McLain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
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Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

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Sent: Tuesday, January 29, 2019 9:26 AM
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Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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This is to follow-up with you on the subject FOIA. I'm currently working part time while on [REDACTED] leave here in [REDACTED]. Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

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Steph, attached is [REDACTED] **Ex. 5 Attorney Client (AC)**
[REDACTED] **Ex. 5 Attorney Client (AC)** Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

[REDACTED] **Ex. 5 Attorney Client (AC)**

V/R
Nushat

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To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:57 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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From: Flaharty, Stephanie

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To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

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Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed.

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

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Steph

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Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn

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Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt -

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

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Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

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To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

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Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby

Environmental Engineer

Hall & Associates

1620 I St. NW, Suite 701

Washington, DC 20006

Work: (202) 463-1166

Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Workman, Rosemary [Workman.Rosemary@epa.gov]
Sent: 2/8/2019 12:23:22 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
CC: Travers, David [Travers.David@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Will do, thanks.

From: Flaharty, Stephanie
Sent: Friday, February 08, 2019 7:22 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary. I believe OGC has now placed the response on hold. Stay tuned...thanks

From: Workman, Rosemary
Sent: Friday, February 08, 2019 7:17 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Steph for the update.

Ex. 5 Deliberative Process & AC

Ex. 5 Deliberative Process & AC

Ex. 5 Deliberative Process & AC

From: Flaharty, Stephanie
Sent: Friday, February 08, 2019 6:51 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Thursday, February 07, 2019 4:19 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph and Lynn-

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists. **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McLain, Jennifer <McLain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on **Ex. 6 Personal Privacy (PP)** leave here in **Ex. 6 Personal Privacy (PP)**. Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

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Steph, attached is **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

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Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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They just want to make sure **Ex. 5 Attorney Client (AC)** ... thanks

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To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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Cc: Travers, David <Travers.David@epa.gov>

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Hall & Assoc. has rejected our response. OGC is now deciding how to proceed.

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

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Sent: Tuesday, December 11, 2018 5:05 PM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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Sent: Tuesday, December 11, 2018 4:11 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt –

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew

Sent: Tuesday, December 11, 2018 2:19 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

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To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>

Sent: Monday, November 19, 2018 8:16 AM

To: Benjamin Kirby <bkirby@hall-associates.com>

Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Workman, Rosemary [Workman.Rosemary@epa.gov]
Sent: 1/29/2019 2:28:51 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
CC: Travers, David [Travers.David@epa.gov]; Tiago, Joseph [Tiago.Joseph@epa.gov]; Wadlington, Christina [Wadlington.Christina@epa.gov]; Mclain, Jennifer [Mclain.Jennifer@epa.gov]; Bissonette, Eric [Bissonette.Eric@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Yes, no problem Steph. I plan to meet with David on this either tomorrow or Thursday.

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
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V/R
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Hi Matt,

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Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC) **Ex. 5 Deliberative Process & AC**

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Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
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Matt **Ex. 5 Deliberative Process & AC**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

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Hi, Steph-

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Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

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Sent: Thursday, December 06, 2018 1:50 PM

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-Matt

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Please advise,

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Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>

Sent: Monday, November 19, 2018 8:16 AM

To: Benjamin Kirby <bkirby@hall-associates.com>

Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 12/13/2018 1:21:54 PM
To: Workman, Rosemary [Workman.Rosemary@epa.gov]
CC: Travers, David [Travers.David@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

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Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

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Matt –

Ex. 5 Deliberative Process & AC

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

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Subject: RE: Assurance of Payment

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Ben Kirby

Environmental Engineer

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1620 I St. NW, Suite 701

Washington, DC 20006

Work: (202) 463-1166

Cell: Ex. 6 Personal Privacy (PP)

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To: Benjamin Kirby <bkirby@hall-associates.com>

Subject: Assurance of Payment

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Message

From: Workman, Rosemary [Workman.Rosemary@epa.gov]
Sent: 7/26/2018 11:58:02 AM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
CC: Travers, David [Travers.David@epa.gov]
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, I'll chat with Karen and get back to you.

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:50 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

I'll need the total time when all is said and done.

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:40 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
Sent: Wednesday, July 25, 2018 4:35 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)	Last count we had 19,542 email addresses.
---------------------------------	---

Thanks,

Rosemary

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:50 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, thanks.

From: Travers, David
Sent: Monday, July 23, 2018 1:49 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:47 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

All 17,000.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Travers, David
Sent: Monday, July 23, 2018 1:35 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

OK, they want all 17,000 or a subset?

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:33 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Per Ben Kirby of Hall & Assoc., they are looking for email addresses only (in a .pdf).

From: Travers, David
Sent: Monday, July 23, 2018 1:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>;

Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 1:22 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary

Sent: Monday, July 23, 2018 12:57 PM

To: Edwards, Karen <Edwards.Karen@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Karen - Please work with Steph to provide her what she needs in response to this FOIA request by the deadline and cc me.

Steph - Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks,
Rosemary

From: Travers, David

Sent: Monday, July 23, 2018 12:20 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Please see the attached request (due Aug 1)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 9:29 AM

To: Travers, David <Travers.David@epa.gov>; Newberry, Debbie <Newberry.Debbie@epa.gov>

Cc: McClain, Jennifer <McClain.Jennifer@epa.gov>

Subject: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hello,

Please send me the distribution list of those in receipt of the July 13, 2018, email with the subject line "Prepare for Harmful Algal Blooms," per the attached request.

Due back to me by 8/1/18.

Thanks,

Steph

Message

From: Travers, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=A14EB335ED4448829ACE65748EA64CA3-DTRAVERS]
Sent: 4/10/2019 3:57:04 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]; Workman, Rosemary [Workman.Rosemary@epa.gov]
Subject: RE: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Sounds good, thanks Steph

From: Flaharty, Stephanie
Sent: Wednesday, April 10, 2019 11:57 AM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

OGC is backing us, so we'll go with your directive, thanks David !

From: Travers, David
Sent: Wednesday, April 10, 2019 11:55 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Sorry, just catching up on emails after a busy morning.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
Sent: Wednesday, April 10, 2019 9:15 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ok, we will stand by again.

Ex. 5 Deliberative Process (DP)

David, **Ex. 5 Deliberative Process (DP)**

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Wednesday, April 10, 2019 9:02 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: HOLD RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Rosemary,

Per my voice message, in initiating our final response, I discovered that Hall & Assoc. rejected our assurance of payment and, in fact, filed a second appeal, along with their intention to file suite if they do not receive the list in full. I'm not sure where OGC is leading us.

Please stand-by as I get a clarification of direction from OGC.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, April 10, 2019 7:45 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ok, we will start up the work again and, sure, we can send you a ZIP file email attachment. The timing couldn't be worse though. I can obligate that we will try, but I cannot obligate that we can get this done in two days, one of which is tied up with an external stakeholder meetings.

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 3:45 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Hi Rosemary,

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Will you be sending it to me via a ZIP file as an email attachment?

Please expedite ASAP, I've been given a request to close out FOIA this week.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, April 09, 2019 3:04 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 11:18 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt, please provide an update on this appeal, thanks! Steph

From: Flaharty, Stephanie
Sent: Wednesday, March 27, 2019 10:01 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Good Morning Matt,

Circling back with you regarding this appeal. Please let us know the status.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)
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Ex. 5 Deliberative Process (DP)
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Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP)	Cell
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From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on [REDACTED] leave here in [REDACTED]. Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is [REDACTED] **Ex. 5 Attorney Client (AC)**
[REDACTED] **Ex. 5 Attorney Client (AC)** Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

[REDACTED] **Ex. 5 Attorney Client (AC)**

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:54 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure [Ex. 5 Attorney Client (AC)].. thanks

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:39 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:40 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 7:24 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. [Ex. 5 Attorney Client (AC)]

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt –

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew
Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephania@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby

Environmental Engineer

Hall & Associates

1620 I St. NW, Suite 701

Washington, DC 20006

Work: (202) 463-1166

Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>

Sent: Monday, November 19, 2018 8:16 AM

To: Benjamin Kirby <bkirby@hall-associates.com>

Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 8/2/2018 5:35:43 PM
To: Workman, Rosemary [Workman.Rosemary@epa.gov]
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

No, that clock is stopped, thanks for checking!

From: Workman, Rosemary
Sent: Thursday, August 02, 2018 1:24 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Great, thank you Steph. I wanted to confirm that we weren't missing a deadline! Appreciate it.

From: Flaharty, Stephanie
Sent: Thursday, August 02, 2018 1:03 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hi Rosemary,

I sent out a request for clarification. They have until August 8 to respond.

I'll keep you posted...

Steph

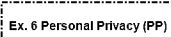
From: Workman, Rosemary
Sent: Thursday, August 02, 2018 12:49 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hi Steph,

Any new information related to the FOIA Request??

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Thursday, July 26, 2018 10:06 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

 (I'm on call)!

From: Workman, Rosemary
Sent: Thursday, July 26, 2018 10:05 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Do you have time for a quick call? If yes, what number is best?

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:50 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

I'll need the total time when all is said and done.

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:40 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
Sent: Wednesday, July 25, 2018 4:35 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)	Last count we had 19,542 email addresses.
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Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:50 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, thanks.

From: Travers, David
Sent: Monday, July 23, 2018 1:49 PM
To: Flaharty, Stephanie <Flaharty.Stephania@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:47 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

All 17,000.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Travers, David
Sent: Monday, July 23, 2018 1:35 PM
To: Flaharty, Stephanie <Flaharty.Stephania@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

OK, they want all 17,000 or a subset?

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:33 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Per Ben Kirby of Hall & Assoc., they are looking for email addresses only (in a .pdf).

From: Travers, David
Sent: Monday, July 23, 2018 1:26 PM
To: Flaharty, Stephanie <Flaharty.Stephania@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 1:22 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary

Sent: Monday, July 23, 2018 12:57 PM

To: Edwards, Karen <Edwards.Karen@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Karen - Please work with Steph to provide her what she needs in response to this FOIA request by the deadline and cc me.

Steph -

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks,
Rosemary

From: Travers, David

Sent: Monday, July 23, 2018 12:20 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Please see the attached request (due Aug 1)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 9:29 AM

To: Travers, David <Travers.David@epa.gov>; Newberry, Debbie <Newberry.Debbie@epa.gov>

Cc: McClain, Jennifer <McClain.Jennifer@epa.gov>

Subject: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hello,

Please send me the distribution list of those in receipt of the July 13, 2018, email with the subject line "Prepare for Harmful Algal Blooms," per the attached request.

Due back to me by 8/1/18.

Thanks,
Steph

Message

From: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Sent: 7/26/2018 2:25:01 PM
To: Workman, Rosemary [Workman.Rosemary@epa.gov]
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Free for your call...

From: Flaharty, Stephanie
Sent: Thursday, July 26, 2018 10:06 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Personal Privacy (PP) (I'm on call)!

From: Workman, Rosemary
Sent: Thursday, July 26, 2018 10:05 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Do you have time for a quick call? If yes, what number is best?

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:50 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

I'll need the total time when all is said and done.

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:40 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
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To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Last count we had 19,542

email addresses.

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:50 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, thanks.

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All 17,000. Ex. 5 Deliberative Process (DP)

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Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph. **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP)

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Karen - Please work with Steph to provide her what she needs in response to this FOIA request by the deadline and cc me.

Steph. **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP)

Thanks,
Rosemary

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Please see the attached request (due Aug 1)

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Sent: Monday, July 23, 2018 9:29 AM

To: Travers, David <Travers.David@epa.gov>; Newberry, Debbie <Newberry.Debbie@epa.gov>

Cc: McLain, Jennifer <McLain.Jennifer@epa.gov>

Subject: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hello,

Please send me the distribution list of those in receipt of the July 13, 2018, email with the subject line "Prepare for Harmful Algal Blooms," per the attached request.

Due back to me by 8/1/18.

Thanks,
Steph

Message

From: Workman, Rosemary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C6A2BA90B7B4AFCA1DB378488C686D4-RWORKM02]
Sent: 1/30/2019 8:39:13 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, just updating you on where things stand. David and I spoke this afternoon. He will consider the options and let me know his decision tomorrow. Thanks, Rosemary

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McClain, Jennifer <McClain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 5 Personal Privacy (PP) leave here in Ex. 5 Personal Privacy (PP) Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is Ex. 5 Attorney Client (AC)
Ex. 5 Attorney Client (AC) Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat
Sent: Wednesday, December 12, 2018 1:24 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 10:13 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:59 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,

Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC) **Ex. 5 Deliberative Process & AC**

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt — **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 1:52 PM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew

Sent: Thursday, December 06, 2018 1:50 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of

private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: (b) (6) Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Workman, Rosemary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C6A2BA90B7B4AFCA1DB378488C686D4-RWORKM02]
Sent: 7/26/2018 12:01:27 PM
To: Karen Edwards [Edwards.Karen@epa.gov]
CC: Dyson, Nushat [Dyson.Nushat@epa.gov]
Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Karen,

Please come up with a game plan for **Ex. 5 Deliberative Process (DP)**
Ex. 5 Deliberative Process (DP) You'll need to include my review time in the total.

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:40 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
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Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP) Last count we had 19,542 email addresses.

Thanks,
Rosemary

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Sent: Monday, July 23, 2018 1:50 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

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Ok, thanks.

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Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

All 17,000.

Ex. 5 Deliberative Process (DP)

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OK, they want all 17,000 or a subset?

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Steph - Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

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Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Please see the attached request (due Aug 1)

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To: Travers, David <Travers.David@epa.gov>; Newberry, Debbie <Newberry.Debbie@epa.gov>

Cc: Mclain, Jennifer <Mclain.Jennifer@epa.gov>

Subject: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

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Sent: 4/10/2019 12:55:04 PM
To: Dyson, Nushat [Dyson.Nushat@epa.gov]
Subject: RE: Priority Item for this week

Let's talk at a Partner's meeting break.

From: Dyson, Nushat
Sent: Wednesday, April 10, 2019 8:34 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Priority Item for this week

This afternoon is our strategic planning. I cannot shuffle those. I can work with Ashley to get something completed by tomorrow if she is available.

V/R
Nushat

From: Workman, Rosemary
Sent: Wednesday, April 10, 2019 7:53 AM
To: Dyson, Nushat <Dyson.Nushat@epa.gov>
Subject: Priority Item for this week
Importance: High

Morning Nushat,

Ex. 5 Deliberative Process & AC

They would like this completed as soon as possible, which given your upcoming work travel and military leave means this week. Is there anyway possible that you can shuffle your afternoon planned tasks

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks,
Rosemary

From: Workman, Rosemary
Sent: Wednesday, April 10, 2019 7:45 AM
To: Flaharty, Stephanie <Flaharty.Stephannie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ok, we will start up the work again and, sure, we can send you a ZIP file email attachment. The timing couldn't be worse though. I can obligate that we will try, but I cannot obligate that we can get this done in two days, one of which is tied up with an external stakeholder meetings.

Thanks,

Rosemary

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 3:45 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: OGC has given us the greenlight FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Hi Rosemary,

Ex. 5 Deliberative Process & AC

Will you be sending it to me via a ZIP file as a email attachment?

Please expedite ASAP, I've been given a request to close out FOIA this week.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, April 09, 2019 3:04 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Tuesday, April 09, 2019 11:18 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt, please provide an update on this appeal, thanks! Steph

From: Flaharty, Stephanie
Sent: Wednesday, March 27, 2019 10:01 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Good Morning Matt,

Circling back with you regarding this appeal. Please let us know the status.

Thanks,
Steph

From: Schwarz, Matthew
Sent: Friday, February 01, 2019 11:20 AM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McLain, Jennifer <McLain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie

Sent: Tuesday, January 29, 2019 9:26 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 6 Personal Privacy (PP) leave here in Ex. 6 Personal Privacy (PP). Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 2:26 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat

Sent: Wednesday, December 12, 2018 1:24 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R

Nushat

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 10:13 AM

To: Dyson, Nushat <Dyson.Nushat@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:59 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:57 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:54 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** . thanks

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:39 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed.

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt –

Ex. 5 Attorney Client & DPP

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew
Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Workman, Rosemary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C6A2BA90B7B4AFCA1DB378488C686D4-RWORKM02]
Sent: 2/4/2019 2:15:43 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Will do.

From: Flaharty, Stephanie
Sent: Monday, February 04, 2019 9:04 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Yes, please proceed, thanks Rosemary!

From: Workman, Rosemary
Sent: Monday, February 04, 2019 8:16 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, do you want us to proceed on the document at this time?

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 9:52 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Morning Rosemary,

Please see Lynn's recommendation below.

Keep track of your time,

Thanks,
Steph

From: Zipf, Lynn
Sent: Friday, February 01, 2019 9:43 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie
Sent: Friday, February 01, 2019 3:37 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; McClain, Jennifer <McClain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process (DP)
--

Ex. 5 Deliberative Process (DP)
--

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP)	Cell
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From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina

<Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on Ex. 5 Personal Privacy (PP) leave here in Ex. 5 Personal Privacy (PP) Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 2:26 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Travers, David <Travers.David@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Dyson, Nushat

Sent: Wednesday, December 12, 2018 1:24 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R
Nushat

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 10:13 AM

To: Dyson, Nushat <Dyson.Nushat@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:59 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:57 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 8:54 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure **Ex. 5 Attorney Client (AC)** thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC) **Ex. 5 Deliberative Process & AC**

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt -

Ex. 5 Deliberative Process & AC

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew
Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie

Sent: Thursday, December 06, 2018 10:43 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>

Sent: Thursday, December 06, 2018 10:07 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: John Hall <jhall@hall-associates.com>

Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby

Environmental Engineer

Hall & Associates

1620 I St. NW, Suite 701

Washington, DC 20006

Work: (202) 463-1166

Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>

Sent: Monday, November 19, 2018 8:16 AM

To: Benjamin Kirby <bkirby@hall-associates.com>

Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CBB360B909E74AA7B46ACD122822B9CB-SFLAHART]
Sent: 4/16/2019 12:35:37 PM
To: Corr, Elizabeth [Corr.Elizabeth@epa.gov]
Subject: Reminder FW: Request for Signature : Hall & Associate's - Final Response to HQ-2018-009605 - Distribution List
Attachments: HQ-2018-009605.Kirby.Hall & Assoc.WSD Distribution List.Final Response.docx

Importance: High

Thanks and good morning Elizabeth!

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 3:56 PM
To: Corr, Elizabeth <Corr.Elizabeth@epa.gov>
Cc: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Subject: FW: Request for Signature : Hall & Associate's - Final Response to HQ-2018-009605 - Distribution List
Importance: High

Adding Rosemary and David...

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 3:54 PM
To: Corr, Elizabeth <Corr.Elizabeth@epa.gov>
Subject: FW: Request for Signature : Hall & Associate's - Final Response to HQ-2018-009605 - Distribution List
Importance: High

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 10:33 AM
To: Corr, Elizabeth <Corr.Elizabeth@epa.gov>
Cc: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Subject: Request for Signature : Hall & Associate's - Final Response to HQ-2018-009605 - Distribution List
Importance: High

Hi Elizabeth,

Please print the attached response out for David's signature and PDF it back to me, thanks. David is aware of this action. Looking to close this FOIA today!

Thanks,
Steph

From: Workman, Rosemary
Sent: Monday, April 15, 2019 8:17 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, can we talk via the phone? Thanks, Rosemary

From: Flaharty, Stephanie
Sent: Monday, April 15, 2019 8:14 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)
Importance: High

Hi Rosemary,

I see, **Ex. 5 Attorney Client (AC)** To do this function very quickly, please contact Matt or Lynn Zipf. Please provide and send me the additional time to produce *post haste* !

Steph

From: Workman, Rosemary
Sent: Monday, April 15, 2019 8:09 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

This one as well...

From: Flaharty, Stephanie
Sent: Friday, February 08, 2019 7:22 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary. I believe OGC has now placed the response on hold. Stay tuned...thanks

From: Workman, Rosemary
Sent: Friday, February 08, 2019 7:17 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Steph for the update.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie
Sent: Friday, February 08, 2019 6:51 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew

Sent: Thursday, February 07, 2019 4:19 PM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph and Lynn-

Ex. 5 Attorney Client (AC)

From: Schwarz, Matthew

Sent: Friday, February 01, 2019 11:20 AM

To: Zipf, Lynn <Zipf.Lynn@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Lynn and Steph-

Ex. 5 Deliberative Process & AC

From: Zipf, Lynn

Sent: Friday, February 01, 2019 9:43 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph – just as a reminder, FOIA does not require us to create new documents/lists.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Flaharty, Stephanie

Sent: Friday, February 01, 2019 3:37 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt,

Please advise,

Thanks,
Steph

From: Workman, Rosemary
Sent: Thursday, January 31, 2019 2:07 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Steph,

Ex. 5 Deliberative Process & AC

Ex. 5 Deliberative Process & AC

Please let me know how you and OGC would like to proceed and when we should begin pulling together the list.

Thanks,
Rosemary

Rosemary Workman
Security Assistance Branch Chief
Water Security Division, Office of Water
U.S. Environmental Protection Agency
202-564-6968 Landline

Ex. 6 Personal Privacy (PP) Cell

From: Flaharty, Stephanie
Sent: Tuesday, January 29, 2019 9:26 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>; Tiago, Joseph <Tiago.Joseph@epa.gov>; Wadlington, Christina <Wadlington.Christina@epa.gov>; Mclain, Jennifer <Mclain.Jennifer@epa.gov>; Bissonette, Eric <Bissonette.Eric@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Rosemary,

This is to follow-up with you on the subject FOIA. I'm currently working part time while on [redacted] leave here in [redacted]. Please brief David on the options that we discussed in responding to the requestors and let me know how you want to proceed.

Thanks,
Steph

From: Workman, Rosemary
Sent: Wednesday, December 12, 2018 2:26 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Steph, attached is

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Please let us know what OGC advises. Thanks, Rosemary

From: Dyson, Nushat

Sent: Wednesday, December 12, 2018 1:24 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Ex. 5 Attorney Client (AC)

V/R

Nushat

From: Workman, Rosemary

Sent: Wednesday, December 12, 2018 10:13 AM

To: Dyson, Nushat <Dyson.Nushat@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:59 AM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

From: Schwarz, Matthew

Sent: Wednesday, December 12, 2018 8:57 AM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie

Sent: Wednesday, December 12, 2018 8:54 AM

To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>

Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

They just want to make sure that **Ex. 5 Attorney Client (AC)** | thanks

From: Schwarz, Matthew
Sent: Wednesday, December 12, 2018 8:39 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

I'm not sure what you mean. Didn't I just do that below?

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:40 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ex. 5 Attorney Client (AC)

Thanks,
Steph

From: Flaharty, Stephanie
Sent: Wednesday, December 12, 2018 7:24 AM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: FW: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Rosemary,

Hall & Assoc. has rejected our response. OGC is now deciding how to proceed. **Ex. 5 Attorney Client (AC)**

Ex. 5 Attorney Client (AC)

Ex. 5 Deliberative Process & AC

Thanks,
Steph

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 5:05 PM
To: Zipf, Lynn <Zipf.Lynn@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Ex. 5 Attorney Client (AC)

From: Zipf, Lynn
Sent: Tuesday, December 11, 2018 4:11 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Matt — **Ex. 5 Attorney Client & DPP**

Lynn Zipf
FOIA Specialist
Office of Water

EPA East Room 3349K
(202) 564-1509

From: Schwarz, Matthew
Sent: Tuesday, December 11, 2018 2:19 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

Ex. 5 Attorney Client (AC)

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 1:52 PM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Thanks Matt !

From: Schwarz, Matthew
Sent: Thursday, December 06, 2018 1:50 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: RE: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi, Steph-

I'm going to meet with my mgmt next week to get some direction on this. I should have an answer on Tuesday.

-Matt

From: Flaharty, Stephanie
Sent: Thursday, December 06, 2018 10:43 AM
To: Schwarz, Matthew <Schwarz.Matthew@epa.gov>
Cc: Zipf, Lynn <Zipf.Lynn@epa.gov>
Subject: Hall & Associate's Assurance of Payment Response re: RE: Appeal 2018-011401 (on FOIA request HQ-2018-009605)

Hi Matt,

Ben Kirby with Hall & Assoc. has declined our request for an assurance of payment. See Kirby's email below.

Please advise,

Thanks,
Steph

From: Benjamin Kirby <bkirby@hall-associates.com>
Sent: Thursday, December 06, 2018 10:07 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: John Hall <jhall@hall-associates.com>
Subject: RE: Assurance of Payment

Ms. Flaharty,

We appreciate the time extension to respond to EPA's assurance of payment request. However, we continue to disagree with EPA's position that, in response to our specific request, redacting any emails is appropriate under FOIA and accordingly disagree with EPA's fee assessment. As we have previously stated, we do not agree that the release of private emails, in the context of this request, constitutes an invasion of privacy. If the Agency does not release the entire email distribution list, H&A will appeal the Agency's decision.

Thanks,

Ben Kirby
Environmental Engineer
Hall & Associates
1620 I St. NW, Suite 701
Washington, DC 20006
Work: (202) 463-1166
Cell: Ex. 6 Personal Privacy (PP)

From: flaharty.stephanie@epa.gov <flaharty.stephanie@epa.gov>
Sent: Monday, November 19, 2018 8:16 AM
To: Benjamin Kirby <bkirby@hall-associates.com>
Subject: Assurance of Payment

See November 19, 2018 letter to the requestor.

Message

From: Flaharty, Stephanie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CBB360B909E74AA7B46ACD122822B9CB-SFLAHART]
Sent: 7/26/2018 3:18:57 PM
To: Flaharty, Stephanie [Flaharty.Stephanie@epa.gov]
Subject: FW: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605
Attachments: HQ-2018-009605.Hall & Assoc.WSD.Request for Clarification.docx

From: Workman, Rosemary
Sent: Thursday, July 26, 2018 7:58 AM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: RE: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, I'll chat with Karen and get back to you.

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:50 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>
Cc: Travers, David <Travers.David@epa.gov>
Subject: Pls. Estimate Your time - FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

I'll need the total time when all is said and done.

From: Flaharty, Stephanie
Sent: Wednesday, July 25, 2018 4:40 PM
To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary
Sent: Wednesday, July 25, 2018 4:35 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Travers, David <Travers.David@epa.gov>
Cc: Edwards, Karen <Edwards.Karen@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Steph,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Last count we had 19,542

email addresses.

Thanks,
Rosemary

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:50 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ok, thanks.

From: Travers, David
Sent: Monday, July 23, 2018 1:49 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:47 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

All 17,000.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Travers, David
Sent: Monday, July 23, 2018 1:35 PM
To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>
Cc: Ison, Dawn <ison.dawn@epa.gov>
Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

OK, they want all 17,000 or a subset?

From: Flaharty, Stephanie
Sent: Monday, July 23, 2018 1:33 PM
To: Travers, David <Travers.David@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen

<Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Per Ben Kirby of Hall & Assoc., they are looking for email addresses only (in a .pdf).

From: Travers, David

Sent: Monday, July 23, 2018 1:26 PM

To: Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Workman, Rosemary <Workman.Rosemary@epa.gov>;
Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 1:22 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>; Edwards, Karen <Edwards.Karen@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: RE: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Ex. 5 Deliberative Process (DP)

From: Workman, Rosemary

Sent: Monday, July 23, 2018 12:57 PM

To: Edwards, Karen <Edwards.Karen@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>; Travers, David <Travers.David@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Karen - Please work with Steph to provide her what she needs in response to this FOIA request by the deadline and cc me.

Steph - Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks,
Rosemary

From: Travers, David

Sent: Monday, July 23, 2018 12:20 PM

To: Workman, Rosemary <Workman.Rosemary@epa.gov>

Cc: Ison, Dawn <ison.dawn@epa.gov>

Subject: FW: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Please see the attached request (due Aug 1)

From: Flaharty, Stephanie

Sent: Monday, July 23, 2018 9:29 AM

To: Travers, David <Travers.David@epa.gov>; Newberry, Debbie <Newberry.Debbie@epa.gov>

Cc: McLain, Jennifer <McLain.Jennifer@epa.gov>

Subject: New FOIA Request: Due 8/1 Distribution List for "Prepare for Harmful Algal Blooms" - EPA-HQ-2018-009605

Hello,

Please send me the distribution list of those in receipt of the July 13, 2018, email with the subject line "Prepare for Harmful Algal Blooms," per the attached request.

Due back to me by 8/1/18.

Thanks,
Steph